



08/17/05

Application No. 10/751,709

RCE
SPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Parve et al.
Title: CLOSURE FOR A
CONTAINER
Appl. No.: 10/751,709
Appl. Filing Date: 01/05/2004
Examiner: Nicolas, F.
Art Unit: 3754
Attorney Docket No.: 028757-0142

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|--|-------------------------------|
| CERTIFICATE OF EXPRESS MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| EV 593168937 US (Express Mail Label Number) | 08/16/05 (Date of Deposit) |
| Mathew P. Anderson (Printed Name) | |
| (Signature) | |

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. § 1.114:** (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment and/or reply previously filed on ____.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on ____ but not considered.

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☐ Please consider the arguments in the Appeal Brief or Reply previously filed on
—.

☐ Other —.

b. Enclosed are:

☒ **Reply and Amendment (16 pages).**

☐ Affidavit(s)/Declaration(s).

☒ **Information Disclosure Statement (2 pages).**

☒ **Form PTO/SB/08 (2 pages) with copies of 2 listed reference(s).**

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37
C.F.R. § 1.103(c) for a period of — months.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|----------------------|------------------------|-------------------------|------------|-------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 58 | - 42 | = 16 | x \$50.00 | = \$800.00 |
| Independents | 4 | - 4 | = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$1590.00 |

- ☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

| | | | | |
|-------------------------------------|---|------------|---|------------|
| <input type="checkbox"/> | Extension for response filed within the first month: | \$120.00 | 0 | \$0.00 |
| <input checked="" type="checkbox"/> | Extension for response filed within the second month: | \$450.00 | | \$450.00 |
| <input type="checkbox"/> | Extension for response filed within the third month: | \$1,020.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| <input type="checkbox"/> | Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | | \$450.00 |
| EXTENSION FEE ALREADY PAID: - | | | | \$0.00 |
| EXTENSION FEE TOTAL | | | | \$450.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | | \$2040.00 |
| <input checked="" type="checkbox"/> | Small Entity Fees Apply (subtract ½ of above): | | | \$1,020.00 |
| <input type="checkbox"/> | Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | | \$1,020.00 |

- ☒ A check in the amount of \$1,020.00 to cover the filing fee, extra claims fee and two-month extension of time is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Respectfully submitted,

Date 8/16/05

By 

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5572
Facsimile: (414) 297-4900

Mathew P. Anderson
Attorney for Applicant
Registration No. 54,589